

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF OKLAHOMA

(1) JAMES D. BUCHANAN,)	
)	
Plaintiff,)	
)	
vs.)	Case No.: 18-CV-171-RAW
)	
(1) TURN KEY HEALTH CLINICS, LLC,)	
(2) ROB FRAZIER, in his official capacity as)	
Muskogee County Sheriff,)	
(3) BOARD OF COUNTY COMMISSIONERS)	
OF MUSKOGEE COUNTY,)	
(4) DR. COOPER, and)	
(5) KATIE MCCULLAR, LPN,)	
)	
Defendants.)	

**EXHIBITS IN SUPPORT OF DEFENDANT, TURN KEY HEALTH CLINICS, LLC
MOTION FOR SUMMARY JUDGMENT ON ALL CLAIMS AND BRIEF IN SUPPORT**

Exhibit 9 Cooper Deposition

1 THE WITNESS: No.

2 Q (By Mr. Smolen) Okay. Did anyone tell
3 you on 11/11/16 that Mr. Buchanan had been seen
4 and was found to have a decreased range of
5 motion in his upper and lower extremities?

6 A Not that I recall.

7 Q Had you been told that, would you have
8 taken additional steps at that time?

9 MR. MILLER: Object to the form.

10 MR. YOUNG: Object to the form.

11 THE WITNESS: Not if the complaint
12 was decreased range of motion.

13 Q (By Mr. Smolen) Okay. Why not?

14 A Because decreased range of motion is
15 usually secondary to arthritis.

16 Q That's a -- from a physician's
17 standpoint you think a decreased range of motion
18 is secondary to arthritis?

19 A Yes.

20 Q You can't think of any other reasons for
21 decreased range of motion?

22 MR. MILLER: Object to the form.

23 MR. YOUNG: Object to the form.

24 THE WITNESS: I can think of other
25 reasons, but that would have been the top thing

1 if all he was doing was complaining of pain.

2 Q Well, that's not all he was complaining
3 of, was it?

4 A Well, all -- when he first came in he
5 was.

6 Q No, he was complaining of decreased
7 range of motion?

8 A When he first came in?

9 Q Yeah.

10 MR. YOUNG: Look at the intake form.

11 THE WITNESS: Okay. Are you on 1,
12 009?

13 THE WITNESS: Yeah, I got increased
14 discomfort in movement.

15 Q (By Mr. Smolen) You don't think that
16 there's an increased discomfort in movement?

17 A That -- that's very common in people
18 that have been in a motor-vehicle accident
19 recently.

20 Q That it's increasing?

21 MR. MILLER: Object to the form.

22 MR. YOUNG: Object to the form.

23 THE WITNESS: During movement, yes.

24 Q (By Mr. Smolen) Over the time that --
25 that the pain is increased and you think that is